

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

ANONYMOUS,)	
)	
Plaintiff,)	8:04CV269
)	
V.)	
)	
GORDON KEENE VELLA,)	MEMORANDUM
)	AND ORDER
)	
Defendant.)	

The defendant has filed a notice of conditional withdrawal of defendant's Rule 60 motion (filing 430). The defendant wishes to know whether I am inclined to grant plaintiff's motion to vacate judgment and verdict and to dismiss with prejudice (filing 429). I am inclined to grant the plaintiff's motion. Therefore,

IT IS ORDERED that the defendant shall promptly notify me when I have jurisdiction to grant the plaintiff's motion, in light of the fact that jurisdiction currently resides with the Court of Appeals.

December 12, 2007.

BY THE COURT:

S/Richard G. Kopf
United States District Judge